

Appl. No. 10/808,066
 Terminal Disclaimer dated December 8, 2004
 Reply to Telephone call of December 7, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
 BEFORE THE PRIMARY EXAMINER

Appl. No. : 10/808,066
 Applicant : James E. Stoller
 Filed : March 24, 2004
 Title : PROTECTIVE WINTER TURF COVER
 TC/A.U. : 3643
 Examiner : Andrea M. Valenti
 Docket No. : Y1.0044

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

DEPOSIT ACCOUNT AUTHORIZATION

The fee calculates to \$55.00.

You are hereby authorized to charge my deposit account number 16-1375 that amount and any other fee due

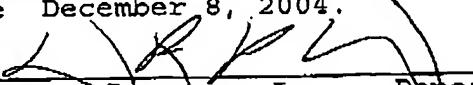
A duplicate original of this authorization is enclosed.

Respectfully submitted,

By: 
 Mathew R. P. Perrone, Jr.
 Reg. No. 22,951
 Tel: (847) 658-5140

CERTIFICATE OF FAXING

I hereby certify that this correspondence is being deposited by fax to (703) 746-9608 and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on or before December 8, 2004.


 Mathew R. P. Perrone, Jr. -- Depositor

Mathew R. P. Perrone, Jr. Attorney for Applicant 210 South Main Street	Algonquin, Illinois 60102 Telephone Number 847-658-5140 Faxed on/before Dec. 8, 2004.
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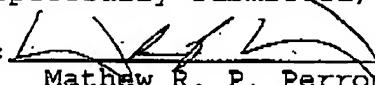
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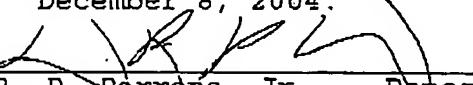
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Mathew R. P. Perrone, Jr. -- DepositorMathew R. P. Perrone, Jr.
Attorney for Applicant
210 South Main StreetAlgonquin, Illinois 60102
Telephone Number 847-658-5140
Faxed on/before Dec. 8, 2004

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent	Docket No. Y4.002S
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In Re Application Of: James A. Stoller

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/808 066	3/24/04	Andrea Valenti	29438	3643	

Invention: Protective Winter Turf Cover

Owner of Record: James E. Stoller

COMMISSIONER FOR PATENTS:

The above-identified owner of record of a 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6739088*. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. The undersigned is an attorney of record *any patent issuing on Serial Number
10/679,629 owned by the entity

Signature

Dated: December 7, 2004

Mathew R.P. Perrone, Jr.

Typed or Printed Name

- Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.
- PTO suggested wording for terminal disclaimer was unchanged.
- Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.